

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Implementation of the Pay Telephone	)	
Reclassification and Compensation Provisions	)	CC Docket No. 96-128
of the Telecommunications Act of 1996	)	
	)	

**ORDER**

**Adopted: December 10, 2003**

**Released: December 10, 2003**

By the Chief, Competition Policy Division:

1. On April 8, 1998, American Public Communications Council (APCC) filed a petition for reconsideration in the above-referenced matter.<sup>1</sup> On November 5, 2003, APCC filed a motion to withdraw its petition for reconsideration, explaining that APCC believes that the issue raised is now moot as a result of subsequent rulings and other developments.<sup>2</sup> In this Order, we grant APCC's motion to withdraw and dismiss its petition.

2. ACCORDINGLY, IT IS ORDERED, pursuant to the authority delegated under sections 0.91 and 0.291 of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, that APCC's motion to withdraw its Petition for Reconsideration in the above-captioned docket IS GRANTED.

3. IT IS FURTHER ORDERED, pursuant to the authority delegated under sections 0.91 and 0.291 of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, that APCC's Petition for Reconsideration filed in the above-captioned docket on April 8, 1998 IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Michelle M. Carey  
Chief, Competition Policy Division

<sup>1</sup> *American Public Communications Council Petition for Reconsideration*, CC Docket No. 96-128 (filed Apr. 8, 1998).

<sup>2</sup> *Motion of the American Public Communications Council to Withdraw Its Petition for Reconsideration*, CC Docket No. 96-128, at 2 (filed Nov. 5, 2003).